

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF NextGen 1.7.1.1
Eastern Division**

Kraft Foods Global, Inc., et al.

Plaintiff,

v.

Case No.: 1:11-cv-08808

Honorable Steven C. Seeger

United Egg Producers, Inc., et al.

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Tuesday, November 21, 2023:

MINUTE entry before the Honorable Steven C. Seeger: The jury continued deliberations. The jury reached a verdict and notified the Court Security Officer by delivering a note at 11:27 a.m. The Court set a hearing to receive the verdict. In the meantime, the Court gave a lengthy oral explanation of the basis for its ruling that the Rule of Reason applies to each of the alleged restraints of trade. The Court assembled the parties and counsel, received the verdict, and read it into the record. The Court polled the members of the jury and confirmed unanimity. The Court accepted the verdict. The jury returned a verdict in favor of Plaintiffs on the question of liability, meaning Phase I of the trial. The Court will preside over the damages phase (Phase II) on Wednesday, November 29 and Thursday, November 30, 2023. The damages phase of the trial will begin with the jury at 9:30 a.m. on Wednesday, November 29. That day, counsel must appear by 8:30 a.m. to finalize any preliminary matters. Plaintiffs must file their witness list for Phase II by Friday, November 24. Plaintiffs must file their exhibit list by Saturday, November 25. Defendants must file their witness list by Sunday, November 26. Defendants must file their exhibit list by Monday, November 27. The Court will reconvene with the parties on Tuesday, November 28, 2023 at 10:00 a.m. If any party believes that there is a need for a hearing beforehand, that party must file a motion by Saturday, November 25. The Court will allow the parties to present opening statements to the jury on Wednesday, November 29. Opening statements must not exceed 20 minutes (but each Defendant can have 20 minutes). The parties must exchange any demonstratives by 5:00 p.m. on Tuesday, November 28. Evidence that is already admitted from Phase I (liability) will remain in the record as admitted evidence during Phase II (damages). The Court will allow the parties to repeat any evidence from the liability phase that might assist the jury in reaching a decision at the damages phase. Basically, the parties have the latitude to present whatever they believe will assist the jury (consistent with the other parameters that this Court has set on the admissibility of evidence generally). No party may encourage the jury to second-guess any decision from the liability phase, and must not criticize any aspect of the jury's decision in the presence of the jury. The jury's work is done from Phase I, and all parties must respect it and not second-guess it in the jury's presence. The parties must meet and confer about jury instructions and the jury verdict form, and must file agreed jury instructions and an agreed jury verdict form by Sunday, November 26. Counsel must meet and confer by 5:00 p.m. on Monday, November 27 about any disputed issues.

Mailed notice. (jjr,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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